

ATTORNEY OR PARTY WITHOUT ATTORNEY (Name and Address):	TELEPHONE NO.:	<b>FOR COURT USE ONLY</b>
ATTORNEY FOR (Name):	BAR#	
<b>SUPERIOR COURT OF CALIFORNIA, COUNTY OF SAN DIEGO</b> <input type="checkbox"/> MADGE BRADLEY BLDG., 1409 4TH AVE., SAN DIEGO, CA 92101-3105 <input type="checkbox"/> NORTH COUNTY DIVISION, 325 S. MELROSE DR., VISTA, CA 92081-6645		
In the Matter of the Estate of:		
<b>DECLARATION FOR COLLECTION OF PROPERTY WITHOUT PROBATE</b> <b>(Probate Code section 13100 et seq.)</b>		CASE NUMBER

HEIR1 and HEIR2 declare:

\_\_\_\_\_ (the decedent) died on \_\_\_\_\_ in his/her residence at \_\_\_\_\_, In the city of \_\_\_\_\_, County of \_\_\_\_\_.

State of California, *California Probate Code section 13101 (a)(3).*

- At least 40 day have elapsed since the death of the decedent, as shown in a certified copy of the decedent's death certificate attached to this affidavit or declaration. *California Probate Code section 13101(a)(3).*
- No proceeding is now being or has been conducted in California for administration of the decedent's estate, *California Probate Codes section 13101(a)(4).*
- The current gross fair market value of the decedent's real and personal property in California, excluding the property described in Section 13050 of the California Probate Code, does not exceed One Hundred Thousand Dollars (\$100,000). *California Probate Code section 13101(a)(5)*
- The property of the decedent that is to be paid, transferred, or delivered to the declarant is as follows: **(LIST THE PROPERTY, INCLUDING ACCOUNT NUMBERS FOR FINANCIAL ACCOUNTS, AND V.I.N. AND LICENSE NUMBERS FOR AUTOMOBILES.)**
- We are HEIR1 and HEIR2, and we are the successor of the decedent as provided in California Probate Code section 13006(a) (7) and 13101(a) (7)
- The declarants are the successors of the decedent (as defined in *California Probate Code section 13006*) to the decedent's interest in the described property. *California Probate Code section 13101(a)(3)(b).* The decedent died intestate, leaving no surviving, and the declarants are all of the children of the decedent or: *The declarants are all of the beneficiaries entitled to received property under the decedent's Will, a copy of which is attached.*
- No person has a superior right to the interest of the decedent in the described property. *California Probate section 13101(a)(9).*
- The declarants request that the described property be paid, delivered, or transferred to the declarants, *California Probate Code section 13101(a)(10).*

**We declare under penalty of perjury under the laws of the State of California that the foregoing is true and correct, and that this declaration was executed on:**

**Date:** \_\_\_\_\_, at \_\_\_\_\_ **California. (*California Probate Code section 13101(a)(11).*)**

\_\_\_\_\_  
(TYPE OR PRINT NAME)

\_\_\_\_\_  
(SIGNATURE OF HEIR 1)

\_\_\_\_\_  
(TYPE OR PRINT NAME)

\_\_\_\_\_  
(SIGNATURE OF HEIR 2)